IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE SIDE

CRI. WRIT PETITION NO. 2450 OF 2004

Office Notes, Office Memoranda of :
of Coram, appearances, Court's orders : Court's or Judge's orders
and Registrar's orders. :

Mr. R.A. Prabhu i/by P.V. Dhopatkar for the respondent.

Mr. I.S. Thakur, A.P.P. for Resp. Nos. 1 to 3.

Mr. Mahendra S. Kumthekar for Resp. Nos. 4 to 6.

CORAM: R.M.S. KHANDEPARKAR & P.V. KAKADE, JJ.

DATED: 15TH MARCH, 2005

P.C.:

1. Heard.

2. The grievance of the petitioner is that the complaint lodged by the petitioner on 24.5.2004 with the Mumbra Police Station, Mumbra, Thane has not been registered inspite of the fact that the same discloses cognizable offence. We have gone through the copy of the said complaint and it nowhere discloses any cognizable offence having been committed which would entitle the police machinery to investigate into the matter. Besides, considering the nature of the allegation in the

complaint, the petitioner is entitled to approach the Magistrate with such complaint. Being so, there is no question of directing the police authorities to investigate into the matter on the basis of the complaint dated 24.5.2004. The petition, therefore, is rejected.

(R.M.S. Khandeparkar, J.)

(P.V. Kakade, J.)